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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gilbertson, Dennis B., et al. ) PATENT  
Serial No.: 10/773,970 ) Art Group Unit: 1761  
Filed: 6 February 2004 ) Examiner: Unknown  
Title: Food Product Comprising Gluten, )  
Soya Grits and/or Soya Flour ) Atty. Docket No. 30,750-03DIV

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL

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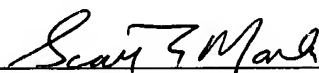
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3. A return receipt post card.

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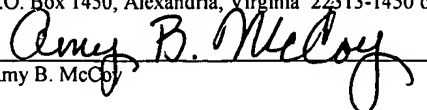
Cargill, Incorporated, by its attorneys,

Dated: May 17, 2004

By:

  
John F. Klos, Esq., Reg. No. 37,162  
Aleya R. Champlin, Esq., Reg. No. 36,251  
Scott A. Marks, Esq., Reg. No. 44,902  
Fulbright & Jaworski L.L.P.  
2100 IDS Center  
80 South Eighth Street  
Minneapolis, MN 55402-2112  
Telephone: (612) 321-2800

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Amy B. McCoy



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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		)	
Serial No.:	10/773,970	)	Art Group Unit: 1761
		)	
Filed:	6 February 2004	)	Examiner: Unknown
		)	
Title:	Food Product Comprising Gluten, Soya Grits and/or Soya Flour	)	Atty. Docket No. 30,750-03DIV

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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Pursuant to 37 C.F.R. § 1.97 or § 1.98, Applicant in the above-identified application submits this Information Disclosure Statement together with the enclosed forms PTO/SB/08A and PTO/SB/08B in order to bring to the Examiner's attention references of which Applicant is aware and which may have some bearing on the examination of this case.

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Applicant's submittal of these references or discussion thereof in this IDS or the background of the specification is not to be construed as an admission that these references are prior art or material to the patentability of any pending claim.

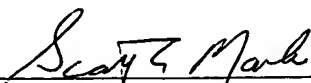
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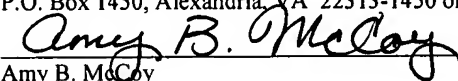
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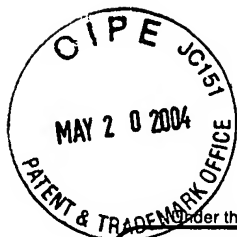
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PTO/SB/08A (08-03)

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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 10**Complete if Known**

Application Number	10/773,970
Filing Date	February 6, 2004
First Named Inventor	Gilbertson, Dennis B., et al.
Art Unit	1761
Examiner Name	Unknown
Attorney Docket Number	30,750-03DIV

**U. S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US- 20010019734	09-06-2001	Dennis B. Gilbertson, et al.	
		US- 20010024677	09-27-2001	Neal A. Bringe	
		US- 20010055642	12-27-2001	Deborah W. Cohen	
		US- 20020094367	07-18-2002	Claus C. Fuglsang, et al.	
		US- 20020119948	08-29-2002	Robert Portman	
		US- 20020142069	10-03-2002	Ali A. Elmusa	
		US- 20020155206	10-24-2002	Carlo Orlando	
		US- 20030068357	04-10-2003	Lisa A. Vala, et al.	
		US- 20030068419	04-10-2003	Cindy D. Pollard, et al.	
		US- 20030082287	05-01-2003	Michael J. Wolt, et al.	
		US- 20030091698	05-15-2003	Charles H. Marsland	
		US- 20030113390	06-19-2003	Lars H. Hoie	
		US- 20030134023	07-17-2003	Jon R. Anfinson	
		US- 20030180406	09-25-2003	Helmut Sies	
		US- 20030215559	11-20-2003	Garegin Mikaelian, et al.	
		US-			
		US-			
		US-			
		US-			

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		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				
		WO-02060262	08-08-2002	Ali A. Elmusa		
		WO-03070006	08-28-2003	Karl J. Nadland, et al.		
		WO-03070007	08-28-2003	Lars H. Hoie, et al.		
		WO-03070017	08-28-2003	Lars H. Hoie, et al.		
		WO-03070018	08-28-2003	Lars H. Hoie, et al.		
		WO-03079815	10-02-2003	Thirumakudalu Kanya, et al.		

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Sheet 2 of 10**Complete if Known**

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		Number-Kind Code <sup>2</sup> (if known)			
		US- 224,998	03-02-1880	Henry C. Dart	
		US- 1,169,023	01-18-1916	Laurence Embrey	
		US- 1,224,492	05-01-1917	Frank Narobe	
		US- 1,271,139	07-02-1918	Richard W. Dickenson, Jr.	
		US- 1,964,940	07-03-1934	Albert K. Epstein	
		US- 2,149,682	03-07-1939	Holger Jorgensen	
		US- 2,158,392	05-16-1939	Roger W. Ament	
		US- 2,204,045	06-11-1940	Edward M. Meacham	
		US- 2,549,595	04-17-1951	Joseph A. Gregor	
		US- 2,767,667	10-23-1956	William W. Spooner	
		US- 3,006,765	10-31-1961	Charles G. Ferrari	
		US- 3,023,104	02-27-1962	Orlando A. Battista	
		US- 3,219,455	11-23-1965	Donald K. Dubois	
		US- 3,250,625	05-10-1966	Ray J. Thelen	
		US- 3,271,164	09-06-1966	John J.R. Andt	
		US- 3,304,183	02-14-1967	William R. Johnston, et al.	
		US- 3,372,654	03-12-1968	Kenneth Bell	
		US- 3,411,919	11-19-1968	Elmer F. Glabe, et al.	
		US- 3,519,441	07-07-1970	Peter J. Ferrara, et al.	

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		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				
		DE-2438597	02-19-1976	Andries Gort		
		DE-2446581	04-08-1976	Pekka J. Saario		
		GB-2022391	12-19-1979	David Heath, et al.		
		DE-2847876	05-08-1980	Winfried Battermann		
		DE-3026598	02-11-1982	Karl-Heinz Metge		
		DE-3235269	03-29-1984	Wilhelm Stossel		

Examiner Signature	Date Considered
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Sheet 3 of 10**Complete if Known**

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First Named Inventor	Gilbertson, Dennis B., et al.
Art Unit	1761
Examiner Name	Unknown
Attorney Docket Number	30,750-03DIV

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		Number-Kind Code <sup>2</sup> (if known)			
		US- 3,348,951	10-24-1967	Cyril H. Evans	
		US- 3,661,593	05-09-1972	Donald D. Christianson, et al.	
		US- 3,767,423	10-23-1973	Kostas Tsantir, et al.	
		US- 3,876,805	04-08-1975	Theodore W. Craig, et al.	
		US- 3,919,434	11-11-1975	Cho C. Tsen, et al.	
		US- 3,930,055	12-30-1975	Elaine G. Engelman, et al.	
		US- 3,946,120	03-23-1976	William Vincent, et al.	
		US- 3,979,523	09-07-1976	Stanley T. Titcomb, et al.	
		US- 3,987,206	10-19-1976	Stanley T. Titcomb, et al.	
		US- 3,995,065	11-30-1976	Stanley T. Titcomb, et al.	
		US- 4,093,748	06-06-1978	Shin-Ichiro Akatsuka, et al.	
		US- 4,109,018	08-22-1978	Jerome B. Thompson	
		US- 4,207,349	06-10-1980	Johannes Visser, et al.	
		US- 4,421,777	12-20-1983	Frank H.Y. Chung	
		US- 4,466,988	08-21-1984	Peter J. Towersey, et al.	
		US- 4,550,023	10-29-1985	Hans Schoberth	
		US- 4,587,126	05-06-1986	James C. Patton, et al.	
		US- 4,687,673	08-18-1987	Meade C. Harris, Jr., et al.	
		US- 4,759,934	07-26-1988	Peter J. Ferrara	

**FOREIGN PATENT DOCUMENTS**

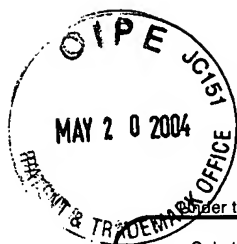
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		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				
		WO-0030663	06-02-2000	Lars H. Hoie		
		WO-0030664	06-02-2000	Lars H. Hoie		
		WO-0030665	06-02-2000	Lars H. Hoie		
		WO-0135750	05-25-2001	Feng Xu		
		WO-0162095	08-30-2001	Ingemar Bjurenvall		
		WO-0187086	11-22-2001	Deborah W. Cohen		

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		Number-Kind Code <sup>2</sup> (if known)			
		US- 3,524,401	08-18-1970	George W. Hosfield, et al.	
		US- 3,561,974	02-09-1971	Francis F. Hansen	
		US- 3,573,061	03-30-1971	Elmer F. Glabe, et al.	
		US- 3,574,634	04-13-1971	Richard L. Singer	
		US- 3,615,674	10-26-1971	Edwin J. Bass, et al.	
		US- 3,676,150	07-11-1972	Martin Glicksman, et al.	
		US- 3,689,280	09-05-1972	Frank C. Werner	
		US- 3,737,423	06-05-1973	Teruaki Mukaiyama, et al.	
		US- 3,803,326	04-09-1974	Theodore W. Craig, et al.	
		US- 3,917,856	11-04-1975	Carl Y. Wong, et al.	
		US- 3,934,040	01-20-1976	Louis J. Smerak, et al.	
		US- 3,959,496	05-25-1976	Simon S. Jackel, et al.	
		US- 4,109,025	08-22-1978	Robert M. Lauck	
		US- 4,145,225	03-20-1979	Peter J. Ferrara	
		US- 4,181,747	01-01-1980	Hunter L. Kickle, et al.	
		US- 4,287,215	09-01-1981	Gerard Joulin	
		US- 4,318,731	03-09-1982	Mitsuru Kajioaka, et al.	
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		US- 4,327,116	04-27-1982	Alois Weith	

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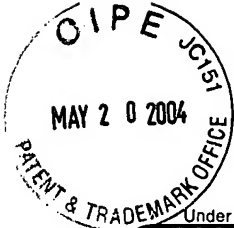
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		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				
		WO-03082026	10-09-2003	Garegin Mikaelian, et al.		
		WO-8000400	03-20-1980	James L. Harper		
		WO-9119421	12-26-1991	Gregory B. Murphy, et al.		
		WO-9300826	01-21-1993	Rolf Bergkvist		
		WO-9400995	01-20-1994	Birgitte Stilling		
		WO-9516355	06-22-1995	Jozsef Vaszily		

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Attorney Docket Number	30,750-03DIV

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Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US- 4,344,969	08-17-1982	Rudolph W. Youngquist, et al.	
		US- 4,350,713	09-21-1982	David V. Dyson, et al.	
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Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				
		WO-9604798	02-22-1996	Silvia P. Rudel		
		WO-9731546	09-04-1997	Lars H. Hoie		
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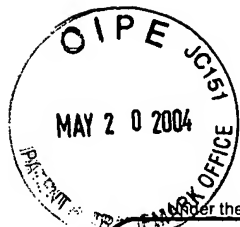
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STATEMENT BY APPLICANT**

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Sheet 6

of 10

**Complete if Known**

Application Number	10/773,970
Filing Date	February 6, 2004
First Named Inventor	Gilbertson, Dennis B., et al.
Art Unit	1761
Examiner Name	Unknown
Attorney Docket Number	30,750-03DIV

**U. S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US- 3,497,360	02-24-1970	Hugo J. Schaefer, et al.	
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		US-			

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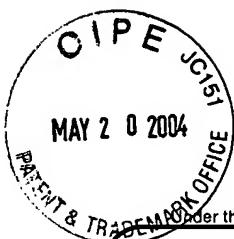
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		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				
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Sheet 7 of 10

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Application Number	10/773,970
Filing Date	February 6, 2004
First Named Inventor	Gilbertson, Dennis B., et al.
Art Unit	1761
Examiner Name	Unknown
Attorney Docket Number	30,750-03DIV

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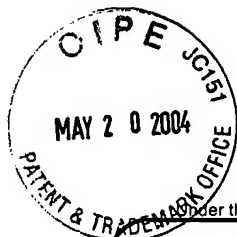
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		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				
		PCT/US00/35524 (search report)	12-28-2000	Cargill, Incorporated, et al.		
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		WO-03049545	06-19-2003	Jon R. Anfinson		

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Sheet 8 of 10

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Art Unit	1761
Examiner Name	Unknown
Attorney Docket Number	30,750-03DIV

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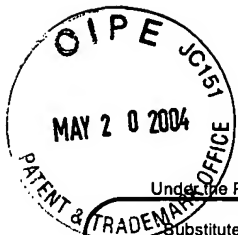
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		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				
		DE-1448875	05-23-1940	Josef Deiters		
		CA-649795	10-02-1962	Sharon R. Ehle		
		GB-1448875	09-08-1976	General Foods Corporation		
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		DE-3708622	09-29-1988	Walter Feucht		
		DE-4001905	07-25-1991	Wilhelm Menge		

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Sheet	9	of	10
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Art Unit	1761
Examiner Name	unknown
Attorney Docket Number	30,750-03DIV

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## FOREIGN PATENT DOCUMENTS

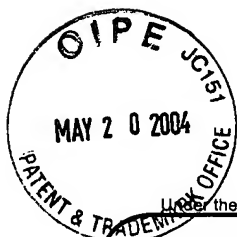
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Sheet 10 of 10	

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Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
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		Bread Label: Brownberry® Hearty Classics™ Oat Bran® Bread, 2003	

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